IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7707 of 2001

For Approval and Signature:

HON'BLE MR.JUSTICE AKIL KURESHI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : YES

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

TEXTILE LABOUR ASSOCIATION

Versus

MANEKLAL HARILAL MILLS LTD.

Appearance:

1. Special Civil Application No. 7707 of 2001

MR DS VASAVADA for Petitioner No. 1

NANAVATI ASSOCIATES for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE AKIL KURESHI

Date of decision: 24/06/2004

ORAL JUDGEMENT

Rule. Mr.Nanavati, learned advocate for the respondent waives service of notice of rule. With the consent of the parties, the petition is taken up for

final disposal forthwith.

2. Learned advocates appearing for the respective parties suggest before me that the best course to be adopted in the present petition would to direct the Labour Court to take up the pending dispute being B.I.R. Application No.86/01 on priority basis and dispose of the same within a specified time-frame considering the importance of the issues involved. In view of this formula, learned advocates do not press for other contentions raised in the petition and in reply thereto by the respondent.

3. Considering the request made, it is directed that the Labour Court shall give priority consideration to the application of the petitioner, namely, BIR Application No.86/01 and dispose of the same as expeditiously as possible and preferably within a period of four months from today. Both the sides are directed to cooperate in the early disposal of the said proceedings. Needless to say that the Labour Court will decide the issues arising in the matter without being influenced by any observations which the Industrial Court might have made while disposing of the Revision Application No.23/01 since the same were at an interim stage. Both sides will be allowed to raise all contentions which are open to them.

4. In view of the above observations and directions, the petition stands disposed of with no order as to costs. Rule is discharged.

(Akil Kureshi, J.)
(vjn)